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February 28, 2006

VIA FACSIMILE (671) 273-6500

Mail Stop 18
Director of the USPTO
P.O. Box 1450
Alexandria, VA 22313-1450

Re: Petition for Refund
U.S. Application Serial No.: 10/040,542
Filed: January 4, 2002
Reverse Link Power Control in 1xEV-DV Systems

Dear Sir:

On 24 February 2006, the Office erroneously charged a second Appeal Brief fee of \$500 to Deposit Account 18-1167. The charge arises from Applicant's response to the Notification of Non-Compliant Appeal Brief mailed by the Office on 17 January 2006, and is error. Applicant already paid the required Appeal Brief and One Month Extension of Time fee by check when the original Appeal Brief was mailed on 7 November 2005. (A copy of that check and the corresponding return postcard are enclosed herewith.)

Therefore please refund the \$500 to the above-identified deposit account.

Sincerely,



Michael D. Murphy
Registration Number: 44,958

MDM/sem

4740-030

[illegible]

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In Re Application of: Damjanovic et. al.
Application No.: 10/040,542

Confirmation No.: 2444

Group Art No.: 2684

Title: REVERSE LINK POWER CONTROL
IN 1XEV-DV SYSTEMS

PAPERS SENT:

1. Petition For Extension of Time Under 37 CFR 1.136(a) (2 copies)
2. Cover Letter Accompanying the Appeal Brief (1 page)
3. Appeal Brief (38 pages)
4. Check No. 16378 for \$620.00
5. Postcard

Matter ID: 4740-030

Date Mailed: November 7.
SEM



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